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**CERTIFICATE OF MAILING  
UNDER 37 CFR 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Alexandria, VA, 22313 on

27 AUGUST 2004  
HUESCHEN AND SAGE

Dated: 27 AUGUST 2004

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Applicant : Hans BIGALKE and Jürgen FREVERT  
Serial No. : 10/018,373  
Filed : December 6, 2001  
Title : THERAPEUTIC COMPOSITION COMPRISING A  
BOTULINUM NEUROTOXIN  
Art Unit : 1645  
Examiner : Vanessa L. FORD, Esq.

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Honorable Commissioner of Patents and Trademarks  
Alexandria, VA 22313

RESPONSE AND AMENDMENT UNDER 37 CFR § 1.111

Sir:

Responsive to the Office Action, dated July 9, 2004, the Applicants submit the following arguments to rebut the Office rejection under 35 U.S.C. § 103(a).

**REMARKS**

The Applicants acknowledge the Office Action of July 9, 2004 with appreciation. Claims 11-15 are pending in the application.